

# **EXHIBIT A**

**Status of Blendtec, Inc. v. BlendJet Inc., Case No. 2:21-cv-00668-TC-DBP**

Counsel for BlendJet Inc. (“BlendJet”) hereby provides the following written description of the status of the matter entitled *Blendtec, Inc. v. BlendJet Inc.*, Case No. 2:21-cv-00668-TC-DBP (the “2021 Action”) as referred to in the Motion for Withdrawal of Counsel to which this document is attached.

Blendtec, Inc. (“Blendtec”) initiated the above-captioned action (the “2021 Action”) on November 12, 2021, asserting claims of: (1) trademark infringement under §32 of the Lanham Act; (2) unfair competition and false designation of origin under § 43 of the Lanham Act; (3) common law unfair competition; (4) federal trademark dilution under § 43 of the Lanham Act; (5) common law trademark infringement and unfair competition; (6) violation of the Utah Deceptive Trade Practices Act; (7) violation of the Utah Registration and Protection of Trademarks and Service Marks Act; (8) violation of the Utah Unfair Competition Act; and (9) cancellation of trademark registration numbers 5,750,510, 5,950,040, under 15 U.S.C. §1119. [Dkt. No. 1].

There are no hearings currently pending in the 2021 matter and trial has not been set.

One motion is currently pending. Blendtec filed a motion to consolidate on February 20, 2025, by which it seeks to consolidate the newly filed action of *Blendtec, Inc. v. BlendJet Inc., et al.*, Case No. 2:25-cv-0006 (the “2025 Action”) into the above captioned action. [Dkt. No. 200]. BlendJet has not appeared in the 2025 Action. Its response to the motion to consolidate is currently due on March 27, 2025. [Dkt. No. 203]. Counsel for BlendJet concurrent with the filing of is Motion for Withdrawal of Counsel is filing a motion to extend that deadline.

Discovery is ongoing in the 2021 Action and governed by the operative scheduling order entered on February 7, 2025 [Dkt. No. 199] and which provides as follows.

<b>Date per Sixth Amended Scheduling Order (ECF 197)</b>	<b>Stipulated New Date</b>	<b>Event</b>
February 13, 2025	May 9, 2025	Rule 26(a)(2) Expert disclosures (subject and identity of experts) – parties bearing the burden of proof
February 27, 2025	May 30, 2025	Close of fact discovery
February 27, 2025	May 30, 2025	Rule 26(a)(2) Expert disclosures (subject and identity of experts) – counter disclosures
March 18, 2025	June 20, 2025	Rule 26(a)(2) Expert Reports – parties bearing burden of proof
May 15, 2025	August 1, 2025	Rule 26(a)(2) Expert Reports – counter reports
June 25, 2025	August 29, 2025	Last day for expert discovery
July 25, 2025	October 24, 2025	Deadline for filing dispositive or potentially dispositive motions including <i>Daubert</i> motions to exclude expert testimony
July 31, 2025	November 24, 2025	Evaluate case for settlement/ADR
	October 31, 2025	Deadline for filing a request for scheduling conference with the district judge for the purpose of setting a trial date if no dispositive motions are filed.